



PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Docket No: Q77965

Michael TOTZECK, et al.

Appln. No.: 10/721,378

Group Art Unit: 2851

Confirmation No.: 6004

Examiner: Kim B. PETER

Filed: November 26, 2003

For: OPTICALLY POLARIZING RETARDATION ARRANGEMENT, AND A
MICROLITHOGRAPHY PROJECTION EXPOSURE MACHINE

STATEMENT UNDER 37 C.F.R. § 1.97(e)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

The undersigned hereby states, upon information and belief:

That each item of information contained in the Information Disclosure Statement filed
concurrently herewith was first cited in any communication from a foreign patent office in a
counterpart foreign application not more than three months prior to the filing of said Information
Disclosure Statement.

Respectfully submitted,

SUGHRUE MION, PLLC
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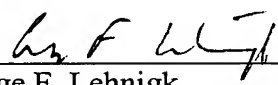
WASHINGTON OFFICE

23373

CUSTOMER NUMBER

GFL/plr

Date: November 7, 2005


George F. Lehnigk
Registration No. 36,359



PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Docket No: Q77965

Michael TOTZECK, et al.

Allowed: August 23, 2005

Appln. No.: 10/721,378

Group Art Unit: 2851

Confirmation No.: 6004

Examiner: Kim B. PETER

Filed: November 26, 2003

For: OPTICALLY POLARIZING RETARDATION ARRANGEMENT, AND A
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INFORMATION DISCLOSURE STATEMENT
UNDER 37 C.F.R. §§ 1.97 and 1.98

MAIL STOP ISSUE FEE

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

In accordance with the duty of disclosure under 37 C.F.R. § 1.56, Applicant hereby notifies the U.S. Patent and Trademark Office of the documents which are listed on the attached PTO/SB/08 A & B (modified) form and/or listed herein and which the Examiner may deem material to patentability of the claims of the above-identified application.

One copy of each of the listed documents is submitted herewith, except for the following: U.S. patents and/or U.S. patent publications; and co-pending non-provisional U.S. applications filed after June 30, 2003.

The present Information Disclosure Statement is being filed after either a Final Office Action, Notice of Allowance, or an action that otherwise closes prosecution in the application (whichever is earlier), but before payment of the Issue Fee, and therefore Applicant is submitting

INFORMATION DISCLOSURE STATEMENT
U.S. Appln. No.: 10/721,378

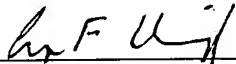
herewith a check for the fee of \$180.00 under 37 C.F.R. § 1.17(p), and a Statement Under 37 C.F.R. § 1.97(e).

In compliance with the concise explanation requirement under 37 C.F.R. § 1.98(a)(3) for foreign language documents, Applicant encloses herewith a copy of a Communication from a foreign patent office (International Search Report) in a counterpart application citing such documents, together with an English-language version (if not already included) of at least that portion of the Communication indicating the degree of relevance found by the foreign patent office.

The submission of the listed documents is not intended as an admission that any such document constitutes prior art against the claims of the present application. Applicant does not waive any right to take any action that would be appropriate to antedate or otherwise remove any listed document as a competent reference against the claims of the present application.

The USPTO is directed and authorized to charge all required fees, except for the Issue Fee and the Publication Fee, to Deposit Account No. 19-4880. Please also credit any overpayments to said Deposit Account. A duplicate copy of this paper is attached.

Respectfully submitted,


George F. Lehnigk
Registration No. 36,359

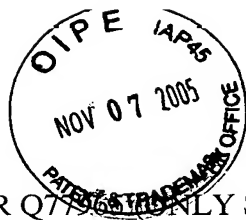
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WASHINGTON OFFICE

23373

CUSTOMER NUMBER

GFL/plr
Date: November 7, 2005



USE SB/08 UNDER Q77965 (ONLY SB/08)

Substitute for Form 1449 A & B/PTO <u>INFORMATION DISCLOSURE</u> <u>STATEMENT BY APPLICANT</u> (use as many sheets as necessary)				<i>Complete if Known</i>	
				Application Number	10/721,378
				Confirmation Number	6004
				Filing Date	November 26, 2003
				First Named Inventor	Michael TOTZECK
				Art Unit	2851
				Examiner Name	Kim B. PETER
Sheet	1	of	1	Attorney Docket Number	Q77965

U.S. PATENT DOCUMENTS					
Examiner Initials*	Cite No. ¹	Document Number		Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document
		Number	Kind Code ² (if known)		
		US 2001/0052968	A1	12-20-2001	Shiozawa

FOREIGN PATENT DOCUMENTS							
Examiner Initials*	Cite No. ¹	Foreign Patent Document			Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Translation ⁶
		Country Code ³	Number ⁴	Kind Code ⁵ (if known)			
		DE	101 24 474	A1	11/21/2002	CARL ZEISS	(srch rpt)

NON PATENT LITERATURE DOCUMENTS			
Examiner Initials*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city, and/or country where published.	Translation ⁶

Examiner Signature		Date Considered	
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